

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA

v.

DENNIS OWEN COLLINS, et al.,

Defendants.

Criminal No. 1:13-cr-383

Hon. Liam O'Grady

**GOVERNMENT'S OPPOSITION TO  
DEFENDANTS' MOTION TO SET ANOTHER STATUS CONFERENCE**

Despite its reservations, the Court granted the defendants' first motion for a status hearing rather than to set this case for trial as is usually done in the Eastern District of Virginia. A month later, defendants admit that they still have made no progress and that another status conference in the year 2014 "should see them better able to assess the time requirements of an adequate defense." Dkt. No. 97. Because another status conference without agenda (and hence no accountability) would unduly delay the resolution of this case, the government asks the Court to deny the motion and set the case for trial.

First, the government has produced broad, early, and organized discovery to all defendants. The discovery is in electronic form, has been indexed, and is broadly searchable. It has been broken out into documents specific to individual defendants, specific categories of files (such as search warrants, investigative reports, loss figures, and forensic reports), and even contains folders segregating out key evidence forming the basis for overt acts alleged in the indictment.

Second, government counsel has over the past few weeks reached out to every defense attorney in this matter and has in most cases individually met with defense counsel (with the case agent present) to answer questions about discovery, explain the theory of the case, share anticipated and applicable sentencing guidelines, and begin potential plea negotiations. But without a specific trial date to focus on, these discussions may not be as productive.

Having no trial date to work towards may unnecessarily delay any resolution of this case, and so the government asks the Court to deny the defendants' second motion for another status conference next year, and requests that the Court schedule the matter for trial.

Respectfully submitted,

Dana J. Boente  
Acting United States Attorney

By:                     /s/                      
Alexander T.H. Nguyen  
Jay V. Prabhu  
Assistant U.S. Attorneys  
U.S. Attorney's Office  
Eastern District of Virginia  
2100 Jamieson Avenue  
Alexandria, VA 22314  
Phone: (703) 299-3700  
Fax: (703) 299-3980  
Email: alexander.nguyen@usdoj.gov  
Email: jay.prabhu@usdoj.gov

Richard D. Green  
Trial Attorney, U.S. Department of Justice  
Computer Crime & Intellectual Property Section

Date: November 20, 2013

**CERTIFICATE OF SERVICE**

I hereby certify that on November 20, 2013, I electronically filed the foregoing  
GOVERNMENT'S OPPOSITION TO DEFENDANTS' MOTION TO SET  
ANOTHER STATUS CONFERENCE with the Clerk of Court using the CM/ECF  
system, which will send a notification of that electronic filing (NEF) to:

John C. Kiyonaga  
108 North Alfred Street  
Alexandria, VA 22314  
john@johnckiyonaga.com

Marina Medvin  
MEDVIN LAW  
1800 Diagonal Road, Suite 600  
Alexandria, VA 22314  
marina@medvinlaw.com

James W. Hundley  
Briglia Hundley Nuttall & Lopez, P.C.  
1921 Gallows Rd.  
Vienna, VA 22182  
jhundley@bhnlaw.com

William Loeffler  
60 E D St.  
Brunswick, MD 21716  
williamodouglas@aol.com

William Todd Watson  
Federal Public Defender's Office (EDVA)  
1650 King St., Suite 500  
Alexandria, VA 22314  
todd\_watson@fd.org

John O. Iweanoge, II  
Iweanoge Law Center  
1026 Monroe Street, NE  
Washington, DC 20017  
joi@iweanogefirm.com

Elita C. Amato  
1600 Wilson Blvd., Suite 205  
Arlington, VA 22209  
amato.law@comcast.net

Drewry B. Hutcheson, Jr.  
McGinley, Elsberg & Hutcheson, P.L.C.  
627 South Washington Street  
Alexandria, VA 22314  
hutch365@msn.com

Gregory B. English  
601 King St. Ste 406  
Alexandria, VA 22314  
gbeuva@gmail.com

Gretchen Lynch Taylor  
Taylor Law Company  
10605 Judicial Drive, Suite A-5  
Fairfax, VA 22030  
gretchen@taylorlawco.com

John Louis Machado  
Law Office of John Machado  
503 D Street NW, Suite 310  
Washington, DC 20001  
johnmachadoesq@kreative.net

Jessica Nicole Carmichael  
Patrick N. Anderson & Asso., P.C., Ste. 310  
333 N. Fairfax Street  
Alexandria, VA 22314  
jcarmichael@pnalaw.com

Gary H. Smith  
601 King Street, #203  
Alexandria, VA 22314  
smithgh58@aol.com

Joseph Stanton Abrenio  
LeClairRyan  
2318 Mill Road, Suite 1100  
Alexandria, Virginia 22314  
joseph.abrenio@leclairryan.com

Respectfully submitted,

Dana J. Boente  
Acting United States Attorney

By:                     /s/                      
Alexander T.H. Nguyen  
Assistant U.S. Attorney  
U.S. Attorney's Office  
Eastern District of Virginia  
2100 Jamieson Avenue  
Alexandria, VA 22314  
Phone: (703) 299-3700  
Fax: (703) 299-3980  
Email: alexander.nguyen@usdoj.gov